

1 AARON D. FORD
Attorney General
2 HEATHER D. PROCTER (Bar No. 8621)
Chief Deputy Attorney General
3 State of Nevada
Office of the Attorney General
4 100 North Carson Street
Carson City, Nevada 89701-4717
5 Telephone: (775) 684-1271
Fax: (775) 684-1108
6 hprocter@ag.nv.gov
Attorney for Respondents
7

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 LEONARD W. HILL,

11 Petitioner,

12 vs.

13 BRIAN WILLIAMS, et al.,

14 Respondent.

Case No. 2:17-cv-000155-APG-VCF

**UNOPPOSED MOTION FOR
ENLARGEMENT OF TIME (SECOND
REQUEST)**

15 Respondents, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada,
16 hereby respectfully move this Court for an order granting a forty-five (45) day enlargement of time, to
17 and including March 28, 2019, in which to file and serve their response to Hill's opposition to motion to
18 dismiss.

19 This motion is based upon the provisions of Rule 6(b) of the Federal Rules of Civil Procedure
20 and the attached Declaration of Counsel, as well as all other papers, documents, records, pleadings and
21 other materials on file herein.

22 There has been one prior enlargement of Respondents' time to file said reply, and this motion is
23 made in good faith and not for the purposes of delay.

24 **RESPECTFULLY SUBMITTED** this 11th day of February, 2019.

25 AARON D. FORD
Attorney General

26
27 By: /s/ Heather D. Procter
HEATHER D. PROCTER (Bar No. 8621)
Chief Deputy Attorney General
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DECLARATION OF COUNSEL

15 STATE OF NEVADA)
16 CARSON CITY) : ss.

17 I, HEATHER D. PROCTER, hereby states, based on personal knowledge and/or information
18 and belief, that the assertions of this declaration are true:

19 1. I am a Senior Deputy Attorney General employed by the Attorney General's Office of the
20 State of Nevada in the Bureau of Criminal Justice, Post-Conviction Unit, and I make this declaration on
21 behalf of Respondents' motion for enlargement of time.

22 2. By this motion, I am requesting a forty-five (45) day enlargement of time, to and including
23 March 28, 2019, to respond to Hill's opposition to motion to dismiss. This is my second request for
24 enlargement.

25 3. The response is currently due February 11, 2019.

26 4. Since my first enlargement, I have been involved in defending federal and state petitions,
27 including *Atkins v. Filson* (2:02-cv-1348-JCM-PAL) (death penalty); *Grow v. Dzurenda* (3:17-cv-0637-
28 MMD-WGC); *Guzman v. Nevada Attorney General* (3:17-cv-0515-HDM-CBC); *Hidalgo v. LeGrand*

1 (3:16-cv-0618-MMD-WGC); *Hidalgo v. Baca* (3:18-cv-0153-MMD-CBC); *McClain v. Williams* (2:17-
2 cv-0753-RFB-NJK); *McNair v. Baca* (3:18-cv-0308-HDM-CBC); and numerous state habeas actions
3 and extraditions. I was out of the office January 31 to February 1, 2019, and February 5-8, 2019, on
4 annual leave and to work in other locations. In addition, I was recently promoted to Chief Deputy
5 Attorney General, which has required addressing numerous new administrative functions. As such, I
6 request a forty-five (45) day enlargement of time, to and including March 28, 2019, to respond to Hill's
7 opposition to motion to dismiss.

8 5. This motion for enlargement of time is made in good faith and not for the purpose of
9 unduly delaying the ultimate disposition of this case.

10 6. I contacted the assigned Federal Public Defender, Kimberly Sandberg, who has no
11 objection to this enlargement.

12 Pursuant to 28 U.S.C. § 1746, Declarant herein certifies, under penalty of perjury, that the
13 foregoing is true and correct.

14 /s/ Heather D. Procter

HEATHER D. PROCTER

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17 **ORDER**

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19 **IT IS SO ORDERED.**

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22 UNITED STATES DISTRICT JUDGE

23 Dated: February 11, 2019.
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